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5	Attorney for Plaintiff		
6	PHILLIP MURRY		
7	UNITED STATES DISTRICT COURT DISTRICT COURT FOR THE DISTRICT OF NEVADA (LAS VEGAS)		
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9	DISTRICT COURT FOR THE DI	STRICT OF NEVADA (LAS VEGAS)	
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11	PHILLIP MURRY, Plaintiff,	Case No. 2:17-cv-00157-APG-CWH	
12	vs.	STIPULATION AND ORDER TO EXTEND DEADLINES	
13		(FIFTH REQUEST)	
14	CITY OF NORTH LAS VEGAS POLICE DEPARTMENT; SGT.		
15	MICHAEL BOOKER; and DOES 1-		
16	10, inclusive,		
17	Defendants.		
18			
19	Pursuant to LR 6-1 and LR 26-4, the pa	arties, by and through their respective counsel of	
20	record, hereby stipulate and request that this Court extend discovery in the above-captioned case		
21	seven (7) days, up to and including April 9, 2018 for the purpose of allowing Plaintiff to depose		
22	Defendant's agent designated under FRCP 30(b)(6). In addition, the parties request that the		
23	deadline to file dispositive motions be extended accordingly as outlined herein to permit		
24	Defendants to file their motion for summary judgment. In support of this Stipulation and Request,		
25	the parties state as follows:		
26	1. Discovery Completed to Date:		
27	a) The Parties participated in a conference, as required by Fed. R. Civ. P. 26(f) and LR 26-1(a)		

2	b)	All Parties served their respective initial disclosures:
3		a. Plaintiff, Phillip Murry ("Murry") served his initial disclosures on May 10, 2017;
4		b. Defendants, City of North Las Vegas Police Department ("NLVPD") and Sgt
5		Michael Booker ("Booker") served their initial disclosures on May 30, 2017.
6	c)	Defendants served their first supplemental disclosures on June 29, 2017.
7	d)	Plaintiff served Defendant, NLVPD with his first written discovery requests on May 23
8		2017, which included requests for admission and requests for production of documents.
9	e)	Defendant NLVPD served its responses to Plaintiff's first written discovery requests
0		(following an agreement among the parties to a two-week extension to the deadline for
1		Defendant to serve its responses) on July 7, 2017.
2	f)	Defendant City of North Las Vegas served written discovery requests in June 8, 2017
3		Plaintiff served responses to Defendants' first requests for production of documents and first
4		interrogatories on July 13, 2017.
5	g)	Plaintiff took the deposition of Sgt. Booker on July 27, 2017.
6	h)	Defendant took the deposition of Plaintiff on July 28, 2017.
17	i)	Plaintiff took the deposition of Sgt. Mark Suranowitz on September 27, 2017.
8	j)	Plaintiff took the deposition of Officer Robert Knickerbocker on September 28, 2017.
9	k)	Plaintiff took the deposition of Lt. James Brown on October 12, 2017.
20	1)	Defendant took the deposition of Ira Weiner, M.D. on November 15, 2017.
21	m)	Plaintiff took the deposition of Hugh Selznick, M.D. on February 1, 2018.
22	n)	Additional written discovery has been served by Plaintiff to all Defendants and Plaintiff is
23		awaiting further responses to the written discovery for which an extension to April 6 was
24		agreed on March 30, 2018. A request for in camera review was submitted on February 7
25		2018 (Document 25).
26	o)	Defendant deposed Plaintiff's expert witness Roger Clark on March 28, 2018.
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on April 26, 2017.

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## 2. Discovery Remaining:

- a) Plaintiff will depose Defendants' expert witness Ken Katsaris on Monday, April 2, 2018.
- b) Plaintiff will depose Defendant CITY OF NORTH LAS VEGAS POLICE DEPARTMENT's designated 30(b)6 witness on April 9, 2018.

## 3. Why Discovery has not been completed:

This request for an extension of time is not sought for any improper purpose or other purpose of delay. This is the fifth request made to this Court for additional time in which to conduct discovery but pertains only to conducting the remaining deposition and for Defendants to respond to outstanding written discovery.

The parties have been diligently conducting discovery and preparing for trial. The parties have also had to coordinate the depositions of two experts and the designated agent of a busy police department.

The following is a list of the current discovery deadlines and the parties' proposed extended deadlines.

Scheduled Event	Current Deadline	Proposed Deadline
Discovery Cut-off	April 2, 2018	April 9, 2018 – FRCP 30(b)(6) Deposition and further responses to written discovery.
Dispositive Motions	May 2, 2018	May 9, 2018 – for Defendants' Motion for Summary Judgment

This Request for an extension of time is not sought for any improper purpose or other purpose of delay. Rather, it is sought by the parties solely for the purpose of allowing sufficient time to complete depositions in this case and adequately prepare their respective cases for trial.

This is the fifth request for an extension of time in this matter. The parties respectfully submit that the reasons set forth above constitute compelling reasons and good cause for the short extension.

WHEREFORE, the parties respectfully request that this Court extend the discovery period

1	to and including April 9, 2018 for the purpose of allowing Plaintiff to depose Defendant's agent		
2	designated under FRCP 30(b)(6) and the dispositive motion deadline to May 9, 2018 as outlined in		
3	accordance with the table above.  Dated: 3/30/2018	Dated: 4/2/2018	
4	LAW OFFICES OF PETER GOLDSTEIN	LEWIS BRISBOIS BISGAARD & SMITH LLP	
5	BY: /s/ Peter Goldstein Peter Goldstein Esq.,	BY: /s/ Robert W. Freeman Robert W. Freeman, Esq.	
6	Bar No. 6992	Nevada Bar No. 7688	
7	10795 West Twain Ave., Ste. 110 Las Vegas, NV 89135	6385 S. Rainbow Blvd., Suite 600 Las Vegas, NV 89118	
8		Attorneys for Defendants	
9	<u>ORDER</u>		
10	IT IS SO ORDERED.		
11	Dated this April 3 . 2018.		
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13	C II		
14	U.S. DISTRICT COURT JUDGE		
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16	U.S. MAGISTRATE JUD GE		
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